

ORDINANCE NO. 2004-

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, AMENDING ARTICLE III OF CHAPTER 2, DIVISION 4 OF THE CODE OF LAWS OF LEON COUNTY, RELATING TO BOARDS, AUTHORITIES, COMMISSIONS AND SIMILAR AGENCIES; PROVIDING FOR CONCURRENT CHAIRMANSHIP; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Section 1, Division 4: Section 2-93(a) of the Code of Laws of Leon County, Florida, is hereby amended as follows:

Sec. 2-93. Administration; operation.

(a) The Chair of the Agency Board shall be the Chairman of the Leon County Board of County Commissioners, or his or her designee from among the Agency Board commissioners, and the Vice-Chair of the Agency Board shall be the Vice-Chairman of the Leon County Board of County Commissioners, ~~mayor of the City of Tallahassee~~, or his or her designee from among the Agency Board commissioners. The Chairmanship of the Agency Board shall run concurrent with the Chairmanship of the Leon County Board of County Commissioners.

(b) The Agency Board may employ officers, agents or employees to serve its needs as prescribed by Section 290.0056(5), Florida Statutes, upon authorization delineated in a subsequently adopted interlocal agreement of the County and the City.

(c) The Agency Board may adopt bylaws and procedures as are needed to conduct the business and affairs of the Agency, not inconsistent with this ordinance or a subsequently adopted interlocal agreement of the County and the City.

(d) The Agency Board shall meet at such times and places as the Chair, or his or her designee, deems appropriate in order to fulfill the responsibilities and duties of the Agency and the Agency Board as established by this ordinance.

(e) The Agency Board shall hold all meetings open to the public, upon due notice published in a newspaper of general circulation, and shall have minutes of meetings prepared and filed with the County Clerk and the City Clerk.

(f) The Agency Board shall comply with all applicable requirements of Florida's Sunshine Law, Public Records laws, and the Code of Ethics for public representatives.

(g) A simply majority of the Agency Board shall constitute a quorum. Vacancies shall not be counted in the determination of a quorum.

(h) In the event the Agency Board finds it necessary to appoint sub-committees, said sub-committees shall act as fact finding bodies only, with their sole purpose to report research issues and/or to report factual findings to the Agency Board. The operations of such sub-committees and their meetings are subject to the same requirements as are applicable to the Agency Board.

(i) An Agency Commissioner shall receive no compensation for his or her services, but shall be entitled to payment of reasonable and necessary expenses incurred in the discharge of his or her duties.

Section 2. Conflicts. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, except to the extent of any conflicts with the Tallahassee-Leon County 2010 Comprehensive Plan as amended, which provisions shall prevail over any parts of this ordinance which are inconsistent, either in whole or in part, with the said Comprehensive Plan.

Section 3. **Severability.** If any word, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 4. **Effective Date.** This ordinance shall have effect upon becoming law.

DULY PASSED AND ADOPTED BY the Board of County Commissioners of Leon County, Florida, this _____ day of _____, 2004.

LEON COUNTY, FLORIDA

BY: _____
Jane G. Sauls, Chairman
Board of County Commissioners

ATTEST:
Bob Inzer, Clerk of the Court
Leon County, Florida

BY: _____

APPROVED AS TO FORM:
Leon County Attorney's Office

BY: _____
Herbert W.A. Thiele, Esq.
County Attorney